

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION**

|                               |   |                       |
|-------------------------------|---|-----------------------|
| MICHAEL FORTIN,               | ) |                       |
|                               | ) |                       |
| Plaintiff,                    | ) |                       |
|                               | ) |                       |
| v.                            | ) | No. 07 C 7009         |
|                               | ) |                       |
| CITYVISTA CAPITAL, LLC, HENRY | ) | Hon. Virginia Kendall |
| CISNEROS, AMERICAN CITYVISTA  | ) |                       |
| HOLDINGS, LTD.,               | ) | Magistrate Judge Keys |
| Defendants.                   | ) |                       |

**NOTICE OF MOTION**

TO: Cynthia H. Hyndman  
Adam N. Hirsch  
Robinson Curley  
300 South Wacker Drive  
Suite 1700  
Chicago, Illinois 60606

PLEASE TAKE NOTICE that on the **15<sup>th</sup>** day of **May, 2008**, at **9:00 a.m.**, or as soon thereafter as counsel may be heard, I shall appear before **Judge Virginia Kendall**, or any judge sitting in her stead, in the courtroom usually occupied by her in **Room 2319** in the United States District Courthouse, 219 South Dearborn Street, Chicago, Illinois, and shall then and there present Defendants Henry Cisneros and American CityVista Holdings, Ltd.'s Motion to Dismiss Claims Against Henry Cisneros and American CityVista Holdings, Ltd. and to Dismiss the Third and Fourth Causes of Action , a copy of which has been served upon all parties of record.

\_\_\_\_\_/s/ Stacey L. Smiricky\_\_\_\_\_  
One of the Attorneys for Defendants  
AMERICAN CITYVISTA HOLDINGS, LTD. and  
HENRY CISNEROS

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**CERTIFICATE OF SERVICE**

I hereby certify that on May 9, 2008, I electronically filed the foregoing document with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following:

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\_\_\_\_\_/s/ Stacey L. Smiricky\_\_\_\_\_